



January 28, 2019

**VIA EMAIL & U.S. MAIL**

66715-24777572@requests.muckrock.com

Samuel Sinyangwe

c/o MuckRock News

Dept. MR 66715

411A Highland Ave

Somerville, MA 02144-2516

**Re: Response to Samuel Sinyangwe's January 17, 2019 CPRA Request**

Dear Mr. Sinyangwe:

This is a response of the City of Irvine to your revised California Public Records Act ("CPRA") request made via email and received by the City on January 17, 2019 (herein referred to as the "January 17, 2019 CPRA Request"), requesting the following information:

1. The total number of police use of force incidents, by type of force used, between 2013-2017 (separated by year).
2. The total number of people that police used force against, between 2013-2017 (separated by year).
3. The total number of police use of force complaints reported between 2013-2017 (separated by year).
4. The total number of police use of force complaints sustained between 2013-2017 (separated by year).

Per your email dated January 17, 2019, we understand your use of the phrase "use of force incidents" to refer to all "cases where physical force was used against civilian(s), whether by a police weapon, restraints or bodily force." Notwithstanding that definition, other portions of your request remain vague and ambiguous. Specifically, it is unclear as to what you are referring to with respect to your use of the phrases "police use of force complaints reported" and "police use of force complaints sustained." We understand your use of the phrase "police use of force complaints reported" to refer to complaints reported to the City that an Irvine Police Department peace officer used force in violation of Department policy. The City also understands your use of the phrase "police use of force complaints sustained" to refer to such complaints that resulted in a finding that the use of force did violate Irvine Police Department policies. The responses below are made on the basis of this understanding.

Under the California Public Records Act, the City is required to produce public records upon request but is not otherwise obligated to answer questions, create new records, or provide

information not contained in existing public records. Nonetheless, in the spirit of cooperation and transparency, the City provides the following responses to your inquiries.

**Response to Request no. 1**

The City does not maintain records that reflect the numbers requested as per the criteria defined in your request. However, the City submits an annual report to the Department of Justice regarding incidents described in Government Code section 12525.2, including the number of such incidents in the previous year. This reporting obligation began on January 1, 2017. To date, the City has reported the following numbers:

2016: zero incidents

2017: zero incidents

**Response to Request no. 2**

The City does not maintain records that reflect the numbers requested as per the criteria defined in your request.

**Response to Request no. 3**

Subject to the City's understanding of your request as described above, City records reflect the following numbers:

2013: three complaints

2014: one complaint

2015: zero complaints

2016: four complaints

2017: four complaints

**Response to Request no. 4:**

Subject to the City's understanding of your request as described above, City records reflect the following numbers:

2013: zero complaints

2014: zero complaints

2015: zero complaints

2016: zero complaints

2017: zero complaints

This correspondence completes the City's response to your January 17, 2019 CPRA Request. Please do not hesitate to contact me if you have any questions or if you would like to discuss.

Very truly yours,



Cathy Scherer  
Lieutenant, Office of Professional Standards  
Irvine Police Department